## UNITED STATES DISTRICT COURT WESTERN DISTRICT OF MICHIGAN

LELAND FOSTER,

Plaintiff.

CASE NO. 1:18-cv-223

 $\mathbf{V}$ 

MANGAT PROPERTY, LLC, a Michigan limited liability company,

HON. PAUL L. MALONEY

Defendant.

Owen B. Dunn, Jr. (P66315) Valerie J. Fatica (0083812) LAW OFFICES OF OWEN DUNN, JR. AttorneyS for Plaintiff The Ottawa Hills Shopping Center 4334 W. Central Avenue, Suite 222 Toledo, OH 43615 (419) 241-9661 Gary P. Bartosiewicz (P28934) LENNON, MILLER, O'CONNOR & BARTOSIEWICZ, PLC Attorneys for Defendant 151 S. Rose Street, Suite 900 Kalamazoo, Michigan 49007 (269) 381-8844

## STIPULATION AND ORDER OF DISMISSAL

NOW COME the parties, by and through their respective counsel, and hereby jointly stipulate as follows:

IT IS HEREBY STIPULATED that all matters in controversy having been settled, pursuant to a confidential Release and Settlement Agreement entered into between the parties, the parties stipulate that this case may be dismissed with prejudice and without costs to Plaintiff, LELAND FOSTER, and Defendant, MANGAT PROPERTY, LLC, a Michigan limited liability company. The parties further stipulate that the Court may retain jurisdiction over this matter to enforce the terms of the Release and Settlement Agreement.

Dated: January 4, 2019

By: /s/ Owen B. Dunn, Jr.

Owen B. Dunn, Jr. (P66315)

Attorney for Plaintiff

Dated: January 4, 2019 By: /S/ Gary P. Bartosiewicz

Gary P. Bartosiewicz (P28934)

Attorney for Defendant

**NOW, THEREFORE, IT IS HEREBY ORDERED** that the above-entitled cause may be and the same is hereby dismissed with prejudice and without costs to Plaintiff, LELAND

FOSTER, and Defendant, MANGAT PROPERTY, LLC, a Michigan limited liability company.

IT IS FURTHER ORDERED that the Court retains jurisdiction over this matter to

enforce the terms of the Release and Settlement Agreement.

This Order resolves the last pending claim and closes this file.

Dated: January 7, 2019 /s/ Paul L. Maloney

Honorable Paul L. Maloney United States District Court Judge